

PROFESSIONAL LICENSURE DIVISION[645]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 147.76, the Board of Psychology hereby gives Notice of Intended Action to rescind Chapter 239, "Administrative and Regulatory Authority for the Board of Psychology Examiners," to amend Chapter 240, "Licensure of Psychologists," Chapter 241, "Continuing Education for Psychologists," and Chapter 242, "Discipline for Psychologists," and to rescind Chapter 243, "Fees," Iowa Administrative Code.

These proposed amendments rescind chapters and rules that duplicate existing rules in 645—Chapters 4 and 5; eliminate outdated or duplicative language in the requirements for licensure; clarify the process and expand the options for curriculum evaluation of foreign-trained psychologists; accept examination scores received from the state of initial licensure for endorsement applicants; provide consistency in the administrative requirements for the certified health service provider in psychology; eliminate the jurisprudence examination requirement; require new licensees to complete six hours of continuing education in legal aspects of practice; require six hours of continuing education in ethical or legal aspects of practice for subsequent renewals; allow licensees to submit mandatory reporter training for continuing education credit; revise grounds for discipline to be consistent with changes in Iowa Code chapter 147; and provide for Web-based reporting of name and address changes by licensees.

Any interested person may make written comments on the proposed amendments no later than August 5, 2008, addressed to Sharon Dozier, Professional Licensure Division, Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075; E-mail sdozier@idph.state.ia.us.

A public hearing will be held on August 5, 2008, from 10 to 11 a.m. in the Fifth Floor Board Conference Room, Lucas State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed amendments.

These amendments are intended to implement Iowa Code chapters 21, 147, 154B and 272C.

The following amendments are proposed.

ITEM 1. Rescind and reserve **645—Chapter 239**.

ITEM 2. Strike the words "board of psychology examiners" wherever they appear in **645—Chapter 240, 645—Chapter 241, and 645—Chapter 242**, and replace them with the words "board of psychology."

ITEM 3. Rescind and reserve subparagraph **240.2(1)"d"(3)**.

ITEM 4. Amend paragraph **240.2(1)"e"** as follows:

e. An applicant shall successfully pass the national examination ~~and Iowa jurisprudence examination.~~

ITEM 5. Rescind and reserve paragraph **240.2(1)"g."**

ITEM 6. Rescind and reserve subrule **240.3(2)**.

ITEM 7. Amend subrules 240.3(3)240.3(4) as follows:

240.3(3) ~~As of January 1, 2006, at~~ At the time of an applicant's graduation:

a. and *b.* No change.

240.3(4) Foreign-trained psychologists shall:

a. Provide an equivalency evaluation of their educational credentials by ~~one of the following: International Educational Research Foundations, Inc., Credentials Evaluation Service, P.O. Box 3665, Culver City, CA 90231-3665, telephone (310)258-9451, Web site www.ierf.org, or E-mail info@ierf.org; or International Credentialing Associates, Inc., 7245 Bryan Dairy Road, Bryan Dairy Business Park II, Largo, Florida 33777, telephone (727)549-8555. The professional curriculum must be equivalent to that stated in these rules. The candidate shall bear the expense of the curriculum evaluation~~ the National Register of Health Service Providers in Psychology, 1120 G Street NW, Suite 330, Washington, D.C. 20005, telephone (202)783-7663, Web site www.nationalregister.org, or by an evaluation service with membership in the National Association of Credentials Evaluation Services, Inc., at www.naces.org. A certified translation of documents submitted in a language other than English shall be provided. The candidate shall bear the expense of the curriculum evaluation and translation of application documents. The educational credentials must be equivalent to programs stated in 240.3(3).

b. Provide a notarized copy of the certificate or diploma awarded to the applicant from a psychology program in the country in which the applicant was educated.

c. ~~Receive a final determination from the board regarding the application for licensure. Submit evidence of meeting all other requirements for licensure stated in these rules.~~

d. Receive a final determination from the board regarding the application for licensure.

ITEM 8. Amend rule 645—240.4(154B), as follows:

645—240.4(154B) Examination requirements. An applicant must pass the national examination ~~and Iowa jurisprudence examination~~ to be eligible for licensure in Iowa.

ITEM 9. Rescind and reserve subrule **240.4(5)**.

ITEM 10. Amend subrule 240.5(3) as follows:

240.5(3) ~~Notwithstanding other provisions of these rules, applicants~~ Applicants for licensure who are engaged in organized health service training programs as specified in rule 645—240.7(154B) ~~may be designated “psychology intern” or “intern in psychology” during their time in training.~~ shall use one of the titles specified in paragraph 240.7(2) “i.”

ITEM 11. Amend paragraph **240.7(1)“b”** as follows:

b. ~~Complete~~ Complete a board-approved application and submit supporting documentation. Application forms may be obtained from the board’s Web site (<http://www.idph.state.ia.us/licensure>) or directly from the board office. All applications shall be sent to the Board of Psychology ~~Examiners~~, Professional Licensure Division, Fifth Floor, Lucas State Office Building, Des Moines, Iowa 50319-0075. An applicant shall complete the application form according to the instructions contained in the application. If the application is not completed according to the instructions, the application will not be reviewed by the board. Incomplete applications that have been on file in the board office for more than two years without additional supporting documentation shall be:

(1) Considered invalid and shall be destroyed; or

(2) Maintained upon written request of the applicant. The applicant is responsible for requesting that the file be maintained.

ITEM 12. Amend subrule 240.10(3) as follows:

240.10(3) ~~Provides an one of the following: the official copy of the EPPP score sent directly to the board from the Association of State and Provincial Psychology Boards, or verification of the EPPP score sent directly from the state of initial licensure.~~ The passing score is established by the Association of State and Provincial Psychology Boards.

ITEM 13. Rescind and reserve subrule **240.10(6)**.

ITEM 14. Rescind and reserve rules **645—240.15(147)** to **645—240.17(17A,147,272C)**.

ITEM 15. Amend subrule 240.18(2) as follows:

240.18(2) Pay the reactivation fee that is due as specified in ~~645—Chapter 243~~ 645—Chapter 5.

ITEM 16. Rescind subrule 241.3(2) and adopt the following **new** subrule in lieu thereof:

241.3(2) Specific criteria.

a. For the second license renewal, licensees shall obtain 6 hours of continuing education pertaining to the practice of psychology in either of the following areas: Iowa mental health laws and regulations, or risk management.

b. For all renewal periods following the second license renewal, licensees shall obtain 6 hours of continuing education pertaining to the practice of psychology in any of the following areas: ethical issues, federal mental health laws and regulations, Iowa mental health laws and regulations, or risk management.

c. A licensee may obtain the remainder of continuing education hours of credit by:

(1) Completing training to comply with mandatory reporter training requirements, as specified in 645—subrule 240.12(4). Hours reported for credit shall not exceed the hours required to maintain compliance with required training.

(2) Attending programs/activities that are sponsored by the American Psychological Association or the Iowa Psychological Association.

(3) Completing academic coursework that meets the criteria set forth in these rules. Continuing education credit equivalents are as follows:

1 academic semester hour = 15 continuing education hours

1 academic quarter hour = 10 continuing education hours

(4) Conducting scholarly research or other activities that integrally relate to the practice of psychology, the results of which are published in a recognized professional publication.

(5) Preparing new courses that have received approval from the board.

(6) Completing home study courses for which a certificate of completion is issued.

(7) Completing electronically transmitted courses for which a certificate of completion is issued.

(8) Attending workshops, conferences, or symposiums that meet the criteria in rule 645—241.3(154B,272C).

d. A combined maximum of 20 hours of credit per biennium may be used for scholarly research and preparation of new courses.

ITEM 17. Rescind and reserve rules **645—241.4(154B,272C)** to **645—241.7(154B,272C)**.

ITEM 18. Amend subrules 242.2(3)242.2(12)242.2(26) as follows:

242.2(3) Professional ~~incompetency~~ incompetence. Professional ~~incompetency~~ incompetence includes, but is not limited to:

a. to f. No change.

242.2(12) Conviction of a ~~felony crime~~ related to the profession or occupation of the licensee or the conviction of any ~~felony crime~~ that would affect the licensee's ability to practice psychology. A copy of the record of conviction or plea of guilty shall be conclusive evidence.

242.2(26) Failure to report a change of name or address within 30 days after it occurs. Name and address changes may be reported on the form provided by the board at: www.idph.state.ia.us/licensure.

ITEM 19. Rescind and reserve **645—Chapter 243**.